

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#9
B. Webb
2/12/01

In re application of:

Astake *et al.*

Appl. No. 09/608,066

Filed: June 30, 2000

For: **Compositions and Methods for
Enhanced Sensitivity and
Specificity of Nucleic Acid Synthesis**

Art Unit: 1655

Examiner: Taylor, J.

Atty. Docket: 0942.4990001/RWE/CEJ

First Supplemental Information Disclosure Statement

Commissioner for Patents
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this First Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Information Disclosure Statement filed on November 1, 2000 in connection with the above-captioned application. A copy of each document is also provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

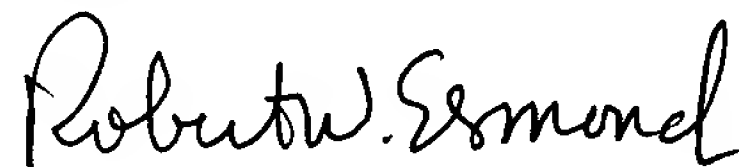
Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date but before the mailing date of the first Office Action on the merits.

Consideration of the cited documents and making the same of record in the prosecution of the above-identified application is respectfully requested. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: Jan. 30, 2001

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January 30, 2001

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Commissioner for Patents
Washington, D.C. 20231

Via Hand Carry
Attn: Examiner Taylor
Art Unit: 1655

Re: U.S. Utility Patent Application
Appl. No. 09/608,066; Filed: June 30, 2000
For: **Compositions and Methods for Enhanced Sensitivity and
Specificity of Nucleic Acid Synthesis**
Inventor: ASTAKE *et al.*
Our Ref: 0942.4990001/RWE/CEJ

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Information Disclosure Statement (*in duplicate*);
2. A listing of the cited documents on Form PTO-1449 (*3 pages*);
3. Copies of the cited documents (AA6-AE6; AO5; AS19-AT19; AR20-AT20;
AR21-AS21); and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

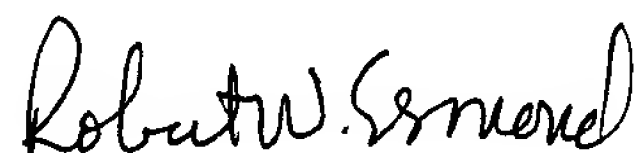
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January 30, 2001
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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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RWE/CEJ:amm
Enclosures